

REMARKS

This Amendment is responsive to the Official Action dated July 17, 2007. Claims 1-29 were pending in the application. In the Office Action, claims 1-29 were rejected. In this Amendment, claims 1, 10, and 29 have been amended. Claims 1-29 thus remain for consideration.

Applicants submit that claims 1-29 are in condition for allowance and request reconsideration and withdrawal of the rejections in light of the following remarks.

\$103 Rejections

Claims 1-3, 5, 10, 12, 14, 16-21, and 23-25 were rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski (US 6,201,538) in view of Lemmons et al. (US 2003/0051243) and Pietraszak et al (US 6,990,677).

Claims 4, 8, and 11 were rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons and Pietraszak as applied to claims 1 and 10, and further in view of Chaney (US 5,841,433).

Claim 6 was rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons and Pietraszak as applied to claim 1, and further in view of Arai et al. (US 2004/0221307).

Claims 7, 13, 22, 26, and 27 were rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons and Pietraszak as applied to claim 1, and further in view of Hendricks et al. (US 5,990,927).

Claim 9 was rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons, Pietraszak, and

Chaney as applied to claim 8, and further in view of Suzuki (US 5,790,170).

Claim 15 was rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons and Pietraszak as applied to claim 14, and further in view of Suzuki and Cuccia (US 6,337,719).

Claim 28 was rejected under 35 U.S.C. §103(a) as being unpatentable over Wugofski in view of Lemmons and Pietraszak as applied to claim 17, and further in view of Ellis (US 6,820,278).

Claim 29 was rejected under 35 U.S.C. §103(a) as being unpatentable over Arai in view of Wugofski, Lemmons and Pietraszak.

Applicants respectfully submit that the independent claims (claims 1, 10, and 29) are patentable over Wugofski, Lemmons, Pietraszak, Chaney, Arai, Hendricks, Suzuki, Cuccia and Ellis.

Applicants' invention as recited in the independent claims is directed toward the transmission and reception of "program guide information." Each of the claims recites that "the program guide information [includes] data for fixed-time transmission and differential data for continuous transmission." (Emphasis supplied.) Supporting disclosure for Applicants' program guide information can be found in the specification at, for example, page 14, line 4 to page 15, line 16.

Neither Wugofski, Lemmons, Pietraszak, Chaney, Arai, Hendricks, Suzuki, Cuccia nor Ellis discloses the use of differential program guide data for continuous transmission.

Applicants wish to comment on the Chaney reference in particular.

Chaney discloses the use of a "program guide status byte" to indicate changes in program guide content. The status byte is periodically checked, and if the byte indicates that the content of a "newly-received master program guide" is different from the content of the "currently-stored master program guide," then the "newly-received master program guide is loaded into memory for immediate use." (See Chaney col. 3, line 66 - col. 4, line 14). Thus, Chaney does not disclose the use of "differential data" that is representative of only a changed portion of program guide information, but rather, discloses substitution-in-the-entirety of the program guide information upon detection of a change in any portion of the program guide information. Accordingly, Applicants believe that claims 1, 10 and 29 are patentable over Wugofski, Lemmons, Pietraszak, Chaney, Arai, Hendricks, Suzuki, Cuccia and Ellis - taken either alone or in combination - on at least this basis.

Each of dependent claims 2-9 and 11-28 depends on either independent claim 1 or independent claim 10. Since dependent claims inherit the limitations of their respective base claims, Applicants believe that claims 2-9 and 11-28 are patentable over the cited references for at least the same reasons discussed in connection with claims 1 and 10.

Applicants respectfully submit that all of the claims now pending in the application are in condition for allowance, which action is earnestly solicited. If any issues remain, or if the Examiner has any further suggestions, he/she is invited to telephone the undersigned at (908) 654-5000.

Application No.: 09/807,804

Docket No.: SONYAK 3.3-122

The Examiner is hereby authorized to charge any insufficient fees or credit any overpayment associated with the above-identified application to Deposit Account No. 12-1095.

The Examiner's consideration of this matter is gratefully acknowledged.

Dated: October 17, 2007

Respectfully submitted,

By



Bruno Polito

Registration No.: 38,580

LERNER, DAVID, LITTENBERG,

KRUMHOLZ & MENTLIK, LLP

600 South Avenue West

Westfield, New Jersey 07090

(908) 654-5000

Attorney for Applicant

790516\_1.DOC